

11–14–08 Vol. 73 No. 221 Friday Nov. 14, 2008

Pages 67359–67710



The **FEDERAL REGISTER** (ISSN 0097–6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.federalregister.gov.

The seal of the National Archives and Records Administration authenticates the Federal Register as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the Federal Register shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** www.gpoaccess.gov/nara, available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at gpoaccess@gpo.gov. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the Federal Register paper edition is \$749 plus postage, or \$808, plus postage, for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the Federal Register including the Federal Register Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily Federal Register, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 73 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202–512–1800 Assistance with public subscriptions 202–512–1806

General online information 202–512–1530; 1–888–293–6498

Single copies/back copies:

Paper or fiche
Assistance with public single copies
202–512–1800
1–866–512–1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202–741–6005 Assistance with Federal agency subscriptions 202–741–6005

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

- 1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
- 2. The relationship between the Federal Register and Code of Federal Regulations.
- 3. The important elements of typical Federal Register documents.
- 4. An introduction to the finding aids of the FR/CFR system.

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WHEN: Tuesday, November 18, 2008

9:00 a.m.-12:30 p.m.

WHERE: Office of the Federal Register

Conference Room, Suite 700 800 North Capitol Street, NW.

Washington, DC 20002

RESERVATIONS: (202) 741-6008



Contents

Federal Register

Vol. 73, No. 221

Friday, November 14, 2008

Agricultural Marketing Service

NOTICES

Pork Promotion, Research, and Consumer Information Program; Request for Referendum, 67468-67469

Agriculture Department

See Agricultural Marketing Service

Army Department

See Engineers Corps

Blind or Severely Disabled, Committee for Purchase From People Who Are

See Committee for Purchase From People Who Are Blind or Severely Disabled

Census Bureau

NOTICES

American Indian Areas (AIAs) Program for the 2010 Census; Final Criteria and Guidelines, 67470–67482 Meetings:

Census Advisory Committees, 67482–67483

Centers for Disease Control and Prevention NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67517-67518

Board of Scientific Counselors, National Institute for Occupational Safety and Health, (BSC, NIOSH), 67518

Centers for Medicare & Medicaid Services

RULES

Medicare Program:

Revisions to the Medicare Advantage and Prescription Drug Benefit Programs; Clarification of Compensation Plans, 67406-67414

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67518-67520 Medicare and Medicaid Programs:

Approval of the Accreditation Association for Ambulatory Health Care for Continued Deeming Authority for Ambulatory Surgical Centers, 67520-67522

Approval of the Joint Commission for Continued Deeming Authority for Ambulatory Surgical Centers, 67522-67524

Coast Guard

PROPOSED RULES

Safety Zones:

Fireworks Displays within the Fifth Coast Guard District, 67444-67455

Commerce Department

See Census Bureau

See National Oceanic and Atmospheric Administration

Committee for Purchase From People Who Are Blind or **Severely Disabled**

NOTICES

Procurement List; Addition and Deletions, 67469–67470

Commodity Futures Trading Commission PROPOSED RULES

Execution of Transactions:

Regulation 1.38 and Guidance on Core Principle 9; Extension of Comment Period, 67435

Consumer Product Safety Commission

Standard for All Terrain Vehicles, 67385-67387

Defense Department

See Engineers Corps

Federal Acquisition Regulation:

FAR Case 2007-013, Employment Eligibility Verification, 67651-67705

Federal Acquisition Circular 2005-29; Introduction, 67650 Federal Acquisition Circular 2005-29; Small Entity Compliance Guide, 67705-67706

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Federal Acquisition Regulation; Information Collection: Davis Bacon Act Price Adjustment (Actual Method), 67488-67489

Federal Acquisition Regulation; Submission for OMB Review; Past Performance Information, 67489 Establishment of Department of Defense Federal Advisory Committees, 67489-67490

Education Department

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67492-67493

Energy Department

See Federal Energy Regulatory Commission

Engineers Corps

NOTICES

Environmental Impact Statements; Availability, etc.: Berths 136-147 [TraPac] Container Terminal Project, Port of Los Angeles, Los Angeles County, CA; Draft General Conformity Determination, 67490-67491 Section 404 Permit Application for the Southern Beltway Transportation Project from I-79 to the Mon/Fayette Expressway, Washington County, PA, 67491

Environmental Protection Agency

RULES

Federal Antidegradation Policy Applicable to Waters of the United States within the Commonwealth of Pennsylvania; Withdrawal, 67396-67397

Inert Ingredient: Exemption from the Requirement of a Tolerance:

(S,S)-Ethylenediaminedisuccinic Acid, 67397-67400 Pesticide Tolerances:

Tetraconazole, 67400-67406

PROPOSED RULES

Federal Antidegradation Policy Applicable to Waters of the United States within the Commonwealth of Pennsylvania; removal, 67455–67456

National Primary Drinking Water Regulations:

Minor Correction to Stage 2 Disinfectants and Disinfection Byproducts Rule and Changes in References to Analytical Methods, 67456–67463

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67507–67509

California State Nonroad Engine Pollution Control Standards:

California Nonroad Compression Ignition Engines - In-Use Fleets; Authorization Request; Extension of Comment Period, 67509

Environmental Impact Statements; Availability, etc.: Comments Availability, 67509–67510

Weekly Receipt, 67511

Naphthalene Reregistration Eligibility Decision, 67511–67512

Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities, 67512–67514

Federal Aviation Administration

RULES

Airworthiness Directives

Airbus Model A318, A319, A320, and A321 Series Airplanes, 67359–67361

Airworthiness Directives:

Airbus Model A318, A319, A320, and A321 Airplanes, 67379–67383

Allied Ag Cat Productions, Inc. Model G-164 Series Airplanes, 67372–67374

Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes, 67383–67385

Boeing Model 747 100, 747 100B, 747 100B SUD, 747 200B, 747 200C, 747 200F, 747 300, 747 400, 747 400F, and 747SR Series Airplanes, 67368–67372

Bombardier Model CL 600 2B19 (Regional Jet Series 100 & 440) Airplanes, 67363–67368

Dassault Model Mystere-Falcon 900, Falcon 900EX, and Falcon 2000 Airplanes, 67374–67376

Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB 135 Airplanes, and Model EMB 145, 145ER, 145MR, 145LR, 145XR, 145MP, and 145EP Airplanes, 67376–67379

Rolls-Royce plc RB211 Trent 553-61, 553A2-61, 556-61, 556A2-61, 556B-61, 556B2-61, 560-61, and 560A2-61 Turbofan Engines, 67361-67363

PROPOSED RULES

Airworthiness Directives:

Avidyne Corporation Primary Flight Displays (Part Numbers 700-00006-000, -001, -002, -003, and -100), 67429–67433

General Electric Co. (GE) CF6-80A Series Turbofan Engines, 67433–67435

Pratt & Whitney (PW) Models PW2037, PW2037(M), and PW2040 Turbofan Engines, 67427–67429

NOTICES

Helicopter Emergency Medical Services Operations, 67564–67565

Intent to Rule on Request to Release Airport Property at the Eagle County Regional Airport, Eagle, CO, 67565

Federal Communications Commission

RULES

Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991; Effective Date, 67419 Television Broadcasting Services:

Casper, WY, 67419–67420 Huntsville, AL, 67420 Kansas City, MO, 67421 Sioux City, IA, 67420–67421

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67514–67516

Federal Deposit Insurance Corporation PROPOSED RULES

Assessments, 67423-67424

Federal Emergency Management Agency

Changes in Flood Elevation Determinations, 67416–67419 Suspension of Community Eligibility, 67414–67416 PROPOSED RULES

Proposed Flood Elevation Determinations, 67463-67467 **NOTICES**

Disaster Declarations:

Indiana, 67534

Major Disaster and Related Determinations:

Kansas, 67534-67535

Virgin Islands, 67535

Major Disaster Declaration:

Puerto Rico, 67535

Texas, 67536

Meetings:

National Advisory Council, 67536

Federal Energy Regulatory Commission RULES

Mandatory Reliability Standard for Nuclear Plant Interface Coordination; Correction, 67387

NOTICES

Applications:

Alabama Power Co., 67493–67494

Public Service Company of Colorado, 67494–67495

Blanket Authorizations:

Tennessee Gas Pipeline Co., 67495

Combined Notice of Filings, 67495-67501

Environmental Impact Statements; Availability, etc.:

Algonquin Gas Transmission, LLC, 67501–67502 South Feather Water and Power Agency; Meetings,

South Feather Water and Power Agency; Meetings 67502–67503

Filings:

Kinder Morgan Texas Pipeline LLC, 67503

North American Electric Reliability Corp., 67503–67504

Orlando Utilities Commission, 67504

Initial Market-Based Rate Filing:

Pasco Cogen, Ltd., 67504

Meetings:

North American Electric Reliability Corp., 67504–67505

Petition for Approval of Rates:

Ohio Valley Hub, LLC, 67505

Records Governing Off-the Record Communications, 67505–67506

Request Under Blanket Authorization:

Tennessee Gas Pipeline Co., 67506

Settlement Conference:

American Electric Power Service Corp., 67506

Supplemental Notice That Initial Market-Based Rate Filing Includes Request For Blanket Section 204 Authorization:

Canandaigua Power Partners II, LLC, 67506-67507

Federal Highway Administration NOTICES

Final Federal Agency Actions on Proposed Highway in Michigan, 67565–67566

Federal Housing Financing Agency PROPOSED RULES

Golden Parachute and Indemnification Payments, 67424–67427

Federal Mine Safety and Health Review Commission NOTICES

Meetings; Sunshine Act, 67554

Federal Motor Carrier Safety Administration NOTICES

Qualification of Drivers; Exemption Applications; Vision, 67566–67567

Federal Railroad Administration NOTICES

Application for Approval of Discontinuance or Modification of a Railroad Signal System or Relief from the Requirements, 67567–67568

Federal Reserve System

NOTICES

Formations of, Acquisitions by, and Mergers of Bank Holding Companies, 67516

Federal Retirement Thrift Investment Board NOTICES

Meetings; Sunshine Act, 67516-67517

Federal Transit Administration NOTICES

United We Ride State/Tribal Mobility Management Coordination Grants; Solicitation for Proposals and Technical Assistance/Training Available, 67568–67571

Fish and Wildlife Service

NOTICES

Revised Recovery Plan:

Sihek or Guam Micronesian Kingfisher (Halcyon cinnamomina cinnamomina), 67541–67542

Food and Drug Administration NOTICES

Meetings:

Pediatric Advisory Committee, 67524–67525 Pediatric Ethics Subcommittee, 67525–67526

General Services Administration

RULES

Federal Acquisition Regulation:

FAR Case 2007-013, Employment Eligibility Verification, 67651-67705

Federal Acquisition Circular 2005-29; Introduction, 67650 Federal Acquisition Circular 2005-29; Small Entity Compliance Guide, 67705–67706

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Federal Acquisition Regulation; Information Collection; Davis Bacon Act Price Adjustment (Actual Method), 67488–67489

Federal Acquisition Regulation; Submission for OMB Review; Past Performance Information, 67489

Health and Human Services Department

See Centers for Disease Control and Prevention

See Centers for Medicare & Medicaid Services

See Food and Drug Administration

See Health Resources and Services Administration

Health Resources and Services Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67526–67529

Homeland Security Department

See Coast Guard

See Federal Emergency Management Agency See U.S. Citizenship and Immigration Services PROPOSED RULES

Privacy Act of 1974; Implementation of Exemptions, 67422–67423

NOTICES

Privacy Act; Systems of Records, 67529–67532 Review and Revision of the National Infrastructure Protection Plan, 67532–67534

Housing and Urban Development Department NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Disaster Housing Assistance Program - Ike (DHAP-Ike); Emergency Comment Request, 67538

Single Family Premium Collection Subsystem-Periodic (SFPCS-P), 67538–67539

Federal Property Suitable as Facilities to Assist the Homeless, 67539

Order of Succession for the Office of the Assistant Secretary for Administration, 67539–67540

Public Housing Capital Fund Program, 67540-67541

Interior Department

See Fish and Wildlife Service

See Land Management Bureau

See National Park Service

See Surface Mining Reclamation and Enforcement Office

Internal Revenue Service

RULES

Determining the Amount of Taxes Paid for Purposes of Section 901; Correction, 67387–67388 Section 1367 Regarding Open Account Debt; Correction, 67388–67389

International Trade Commission

NOTICES

Investigations:

1-Hydroxyethylidene-1,1-Diphosphonic Acid (HEDP) from China and India, 67545–67546 Meetings; Sunshine Act, 67546

Justice Department PROPOSED RULES

Application Procedures and Criteria for Approval of Providers of a Personal Financial Management Instructional Course by United States Trustees, 67435– 67444

Labor Department

See Occupational Safety and Health Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67546

Land Management Bureau

NOTICES

Alaska Native Claims Selection, 67542

Environmental Impact Statements; Availability, etc.:

Buffalo Field Office, WY; Intent to Revise a Resource Management Plan, 67542–67544

Record of Decision for the Bay Resource Management Plan, AK, 67544–67545

Legal Services Corporation

NOTICES

Grant Awards for the Provision of Civil Legal Services to Eligible Low-Income Clients, 67550–67554 Meetings; Sunshine Act, 67554

Mine Safety and Health Federal Review Commission

See Federal Mine Safety and Health Review Commission

National Aeronautics and Space Administration RULES

Federal Acquisition Regulation:

FAR Case 2007-013, Employment Eligibility Verification, 67651–67705

Federal Acquisition Circular 2005-29; Introduction, 67650 Federal Acquisition Circular 2005-29; Small Entity Compliance Guide, 67705–67706

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Federal Acquisition Regulation; Information Collection; Davis Bacon Act Price Adjustment (Actual Method), 67488–67489

Federal Acquisition Regulation; Submission for OMB Review; Past Performance Information, 67489

National Oceanic and Atmospheric Administration NOTICES

Exempted Fishing, Scientific Research, Display, and Chartering Permits:

Atlantic Highly Migratory Species; Letters of Acknowledgment, 67483–67486

Meetings:

Gulf of Mexico Fishery Management Council, 67486 South Atlantic Fishery Management Council, 67486– 67488

National Park Service

RULES

National Park System Units in Alaska, 67390-67393

National Science Foundation

NOTICES

Meetings:

National Science Board; NSB Public Service Award Committee, 67554–67555

Nuclear Regulatory Commission

NOTICES

Draft Report for Comment:

Modeling a Digital Feedwater Control System Using Traditional Probabilistic Risk Assessment Methods, 67555

Exemption:

Southern Nuclear Operating Company, Inc., Edwin I. Hatch Nuclear Plant, Unit No. 2 (HNP-2), 67555– 67557

Occupational Safety and Health Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

OSHA Strategic Partnership Program for Worker Safety and Health (OSPP), 67546–67548

Meetings:

Advisory Committee on Construction Safety and Health (ACCSH), ACCSH Work Group, 67548–67550

Pension Benefit Guaranty Corporation

RULES

Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits, 67389– 67390

Postal Regulatory Commission

RULES

Administrative Practice and Procedure, Postal Service, 67708–67710

Administrative Practices and Procedures:

Postal Service, 67393-67396

PROPOSED RULES

Periodic Reporting Rules, 67455

Postal Service

NOTICES

International Product Change:

Canada Post - United States Postal Service Contractual Bilateral Agreement for Inbound Market-Dominant Services, 67557

Meetings; Sunshine Act, 67557

State Department

NOTICES

Bureau of Educational and Cultural Affairs (ECA) Request for Grant Proposals:

Youth Leadership Program with Algeria, the Philippines, or Serbia, 67557–67564

Surface Mining Reclamation and Enforcement Office RULES

Abandoned Mine Land Program, 67576-67647

Surface Transportation Board

NOTICE

Continuance in Control Exemption:

Steven C. May; Lehigh Railway, LLC, 67571–67572 Joint Control and Operating / Pooling Agreements:

Norfolk Southern Railway Co., Pan Am Railways Inc., et al., 67572

Lease and Operation Exemption:

Lehigh Railway, LLC.; Norfolk Southern Railway Co., 67572–67573

Transportation Department

See Federal Aviation Administration

See Federal Highway Administration

See Federal Motor Carrier Safety Administration

See Federal Railroad Administration

See Federal Transit Administration

See Surface Transportation Board

NOTICES

Aviation Proceedings, Agreements filed, 67564

Treasury Department

See Internal Revenue Service NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67573–67574

President's Advisory Council on Financial Literacy, 67574

U.S. Citizenship and Immigration Services

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 67537–67538

Separate Parts In This Issue

Part II

Interior Department, Surface Mining Reclamation and Enforcement Office, 67576–67647

Part III

Defense Department; General Services Administration; National Aeronautics and Space Administration, 67650–67706

Part IV

Postal Regulatory Commission, 67708-67710

Reader Aids

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to http://listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

6 CFR Proposed Rules: 567422
12 CFR Proposed Rules: 32767423
123167424 14 CFR 39 (9 documents)67359, 67361, 67363, 67368, 67372,
67374, 67376, 67379, 67383 Proposed Rules: 39 (3 documents)67427,
67429, 67433 16 CFR
142067385 17 CFR Proposed Rules:
1
40
67388 28 CFR
Proposed Rules: 58
4022
700
785
846
873
876
882 67576 884 67576 885 67576
886
Proposed Rules: 165
36 CFR 1367390 39 CFR
3020 (2 documents)67393, 67708
Proposed Rules: 300167455
131
Proposed Rules: 13167455

141 143	
42 CFR 422423	
44 CFR 6465	
Proposed Rules: 67	67463
47 CFR 6473 (4 documents)	
48 CFR Ch. 1 (2 documents)67650 2	67651 67651

Reader Aids

Federal Register

Vol. 73, No. 221

Friday, November 14, 2008

CUSTOMER SERVICE AND INFORMATION

Federal Register/Code of Federal Regulations	
General Information, indexes and other finding aids	202-741-6000
Laws	741–6000
Presidential Documents	
Executive orders and proclamations	741-6000
The United States Government Manual	741–6000
Other Services	
Electronic and on-line services (voice)	741-6020
Privacy Act Compilation	741-6064
Public Laws Update Service (numbers, dates, etc.)	741-6043
TTY for the deaf-and-hard-of-hearing	741-6086

ELECTRONIC RESEARCH

World Wide Web

Full text of the daily Federal Register, CFR and other publications is located at: http://www.gpoaccess.gov/nara/index.html

Federal Register information and research tools, including Public Inspection List, indexes, and links to GPO Access are located at: http://www.archives.gov/federal register

E-mail

FEDREGTOC-L (Federal Register Table of Contents LISTSERV) is an open e-mail service that provides subscribers with a digital form of the Federal Register Table of Contents. The digital form of the Federal Register Table of Contents includes HTML and PDF links to the full text of each document.

To join or leave, go to http://listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

PENS (Public Law Electronic Notification Service) is an e-mail service that notifies subscribers of recently enacted laws.

To subscribe, go to http://listserv.gsa.gov/archives/publaws-l.html and select Join or leave the list (or change settings); then follow the instructions.

FEDREGTOC-L and **PENS** are mailing lists only. We cannot respond to specific inquiries.

Reference questions. Send questions and comments about the Federal Register system to: **fedreg.info@nara.gov**

The Federal Register staff cannot interpret specific documents or regulations.

FEDERAL REGISTER PAGES AND DATE, NOVEMBER

65241-65494
65495–65714 4
65715–65966 5
65967–66142
66143–66486 7
66487–6671210
66713–6709812
67099–6735813
67359–6771014

CFR PARTS AFFECTED DURING NOVEMBER

At the end of each month, the Office of the Federal Register publishes separately a List of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

12 CFR

the revision date of each	title.
3 CFR	
Proclamations: 8313	.65493 .65961 .65963 .65965 .66713
10, 2008 Notice of November 10, 2008	
5 CFR 294	.66157 .66143 .66143 .66143 .66143 .66143 .66143 .66143 .66143 .66143 .66143 .66489 .66143
Proposed Rules: Ch. I	
7 CFR 248	.66715 .66719 .65715 .65724 .65503 .65505
340	.65783
10 CFR 611 Proposed Rules: 50	

19	65967 65506 66160 65257 67423
13 CFR	
120	67099
14 CFR	
23	65968 65968 65968 65968 65511, 65979, 66738, 66747, 67368,
71	67383 , 66515 67102 , 66517 66517
25	66205 66207 , 67115 67115
15 CFR 740772774774	65258
1420	67385
17 CFR 190232270Proposed Rules: 138	65516 67435
18 CFR 3540	
19 CFR 102	66171

20 CFR
404
404
21 CFR
1
131066815
23 CFR Proposed Rules: 620
71067117
25 CFR 15
26 CFR
1
28 CFR
Proposed Rules: 5867435
29 CFR 402267389 404467389
30 CFR
56 66171 57 66171 71 66171 700 67576 704 67576

773	.67576 .67576 .67576 .67576 .67576
873	.67576 .67576 .67576 .67576 .67576 .67576 .67576 .67576 .67576 .67576
926	.65543
10365567, 65568,	66414
578 33 CFR	.66754
117	67104 66571
36 CFR 13223261Proposed Rules: 7	.65546 .65984
37 CFR 1201255	.66173

38 CFR	
1 3	65258
4	
1765260	. 65552
20	65726
21	65260
Proposed Rules:	
3	65280
17	65282
39 CFR	
302067350, 67393	, 67708
Proposed Rules:	
3001	67455
40 CFR	
49	67107
50	
51	66964
5266182, 66554,	
	66759
53	
55	65269
58	66964
59	66184
75	65554
81	66/59
13165735	, 6/396
14765739, 66775,	65556
67397	67400
355	65450
370	
721	65743
Proposed Rules:	007 40
52	66209
55	65804
59	66209
63	66694
131	67455
141	67456
143	67456
41 CFR	
61–250	65766
42 CFR	
422	67406
423	67406
440	66187

4
44 CFR 64
47 CFR 64
61
Ch. 167064, 67093, 67650, 67705 267064, 67651 367064 967064 2267651
42
585
223

REMINDERS

The items in this list were editorially compiled as an aid to Federal Register users. Inclusion or exclusion from this list has no legal significance.

RULES GOING INTO EFFECT NOVEMBER 14, 2008

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Fisheries Off West Coast States:

West Coast Salmon Fisheries; Amendment 14; Essential Fish Habitat Descriptions for Pacific Salmon; published 10-15-

Taking of the Cook Inlet, Alaska Beluga Whale Stock by Alaska Natives; published 10-15-08

ENVIRONMENTAL PROTECTION AGENCY

Approval and Promulgation of Implementation Plans and Operating Permits Program: Missouri; published 9-15-08

Approval and Promulgation of Implementation Plans:

Alabama; Approval of
Revisions to the Visible
Emissions Rule; published
10-15-08

Alabama; Volatile Organic Compounds and Open Burning; published 9-15-

Federal Antidegradation Policy Applicable to Waters of the United States within the Commonwealth of Pennsylvania; Withdrawal; published 11-14-08

Inert Ingredient: Exemption from the Requirement of a Tolerance:

(S,S)-Ethylenediaminedisuccinic Acid; published 11-14-08

National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List; published 9-15-08

Pesticide Tolerances: Tetraconazole; published 11-14-08

Public Health and Environmental Radiation Protection Standards: Yucca Mountain, NV; published 10-15-08

FEDERAL COMMUNICATIONS COMMISSION

Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991; Effective Date; published 11-14-08

Television Broadcasting Services:

Greenville, NC; published 10-15-08

Wittenberg, WI; published 10-15-08

LABOR DEPARTMENT Mine Safety and Health Administration

Mine Rescue Team Equipment; published 9-15-08

POSTAL REGULATORY COMMISSION

Administrative Practice and Procedure, Postal Service; published 11-14-08

Administrative Practices and Procedures:

Postal Service; published 11-14-08

TREASURY DEPARTMENT Internal Revenue Service

Determining the Amount of Taxes Paid for Purposes of Section 901; Correction; published 11-14-08

Section 1367 Regarding Open Account Debt; Correction; published 11-14-08

RULES GOING INTO EFFECT NOVEMBER 15, 2008

FEDERAL RESERVE SYSTEM

Availability of Funds and Collection of Checks; published 9-12-08

COMMENTS DUE NEXT WEEK

AGRICULTURE DEPARTMENT

Agricultural Marketing Service

Tomatoes Grown In Florida; Increased Assessment Rate; comments due by 11-19-08; published 10-20-08 [FR E8-24919]

AGRICULTURE DEPARTMENT

Animal and Plant Health Inspection Service

Bovine Spongiform Encephalopathy:

Minimal-Risk Regions and Importation of Meat, Meat Byproducts, and Meat Food Products Derived from Bovines 30 Months of Age or Older; comments due by 11-1708; published 9-18-08 [FR E8-21786]

National Animal Identification System:

Use of 840 Animal Identification Numbers for U.S.-Born Animals Only; comments due by 11-17-08; published 9-18-08 [FR E8-21787]

Tuberculosis; Amend the Status of California from Accredited Free to Modified Accredited Advanced; comments due by 11-17-08; published 9-18-08 [FR E8-21814]

COMMERCE DEPARTMENT Economic Analysis Bureau

International Services Surveys:
BE-150, Quarterly Survey of
Cross-Border Credit,
Debit, and Charge Card
Transactions; comments
due by 11-17-08;
published 9-18-08 [FR E821896]

COMMERCE DEPARTMENT Industry and Security Bureau

Export Administration Regulations:

Establishment of License Exception Intra-Company Transfer (ICT); comments due by 11-17-08; published 10-3-08 [FR E8-23506]

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Atlantic Coastal Fisheries Cooperative Management Act Provisions:

American Lobster Fishery; comments due by 11-20-08; published 10-6-08 [FR E8-23568]

Fisheries of the Exclusive Economic Zone Off Alaska:

Revised Management Authority for Dark Rockfish in the Bering Sea and Aleutian Islands Management Area and the Gulf of Alaska; comments due by 11-17-08; published 9-17-08 [FR E8-21745]

Revised Management Authority for Dark Rockfish in the Bering Sea and Aleutian Islands Management Area and Gulf of Alaska; comments due by 11-17-08; published 9-24-08 [FR E8-22441]

Revisions to the Pollock Trip Limit Regulations in the Gulf of Alaska; comments due by 11-1908; published 10-20-08 [FR E8-24923]

COMMODITY FUTURES TRADING COMMISSION

Execution of Transactions; Regulation 1.38 and Guidance on Core Principle (9); comments due by 11-17-08; published 9-18-08 [FR E8-21865]

ENVIRONMENTAL PROTECTION AGENCY

Approval and Promulgation of Air Quality Implementation Plans:

Metropolitan Washington Nonattainment Area; Determination of Attainment of the Fine Particle Standard; comments due by 11-21-08; published 10-22-08 [FR E8-25160]

Wisconsin; comments due by 11-21-08; published 10-22-08 [FR E8-25040]

Approval and Promulgation of Implementation Plans:

1-Hour Ozone Extreme Area Plan for San Joaquin Valley, CA; comments due by 11-17-08; published 10-16-08 [FR E8-24416]

Environmental Statements; Notice of Intent:

Coastal Nonpoint Pollution Control Programs; States and Territories—

Florida and South Carolina; Open for comments until further notice; published 2-11-08 [FR 08-00596]

Idaho: Proposed Authorization of State Hazardous Waste Management Program Revision Extension of Comment Period; comments due by 11-20-08; published 10-28-08 [FR E8-25685]

Inert Ingredient; Exemption from the Requirement of a Tolerance:

Amylopectin, acidhydrolyzed, 1octenylbutanedioate and for amylopectin, hydrogen 1-

octadecenylbutanedioate; comments due by 11-17-08; published 9-17-08 [FR E8-21737]

Tolerance Actions:

2,4-D, Bensulide,
Chlorpyrifos, DCPA,
Desmedipham,
Dimethoate, Fenamiphos,
Metolachlor, Phorate,
Sethoxydim, Terbufos,
Tetrachlorvinphos, and
Triallate; comments due

by 11-17-08; published 9-17-08 [FR E8-21736]

Treatment of Data Influenced by Exceptional Events (Exceptional Event Rule):

Revised Exceptional Event Data Flagging Submittal and Documentation Schedule to Support Initial Area Designations for the 2008 Ozone NAAQS; comments due by 11-20-08; published 10-6-08 [FR E8-23520]

Revised Exceptional Event Data Submittal and Documentation Schedule for Monitoring Data Used in Designations for the 2008 Ozone NAAQS; comments due by 11-20-08; published 10-6-08 [FR E8-23524]

FARM CREDIT ADMINISTRATION

Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations, etc.; comments due by 11-21-08; published 11-4-08 [FR E8-26273]

FEDERAL COMMUNICATIONS COMMISSION

Television Broadcasting Services:

Danville, KY; comments due by 11-19-08; published 10-20-08 [FR E8-24913]

Huntsville, AL; comments due by 11-19-08; published 10-20-08 [FR E8-24911]

Omaha, NE; comments due by 11-19-08; published 10-20-08 [FR E8-24924]

FEDERAL DEPOSIT INSURANCE CORPORATION

Assessments; comments due by 11-17-08; published 10-16-08 [FR E8-24186]

FEDERAL ELECTION COMMISSION

Increased Contribution and Coordinated Party Expenditure Limits for Candidates Opposing Selffinanced Candidates; comments due by 11-21-08; published 10-20-08 [FR E8-24505]

FEDERAL RESERVE SYSTEM

Capital Adequacy Guidelines:
Treatment of Perpetual
Preferred Stock Issued to
the United States
Treasury under the
Emergency Economic
Stabilization Act of 2008;
comments due by 11-2108; published 10-22-08
[FR E8-25117]

Regulation D, Reserve Requirements of Depository Institutions; comments due by 11-21-08; published 10-9-08 [FR E8-24003]

FEDERAL TRADE COMMISSION

Used Motor Vehicle Trade Regulation Rule; comments due by 11-19-08; published 9-25-08 [FR E8-22415]

GENERAL SERVICES ADMINISTRATION

Acquisition Regulation:

Cooperative Purchasing-Acquisition of Security and Law Enforcement Goods and Services by State and Local Governments Through Federal Supply Schedules; comments due by 11-18-08; published 9-19-08 [FR E8-21927]

General Services Acquisition Regulation:

GSAR Case 2008-G503; Rewrite of GSAR Part 505, Publicizing Contract Actions; comments due by 11-17-08; published 9-16-08 [FR E8-21121]

HEALTH AND HUMAN SERVICES DEPARTMENT

Food and Drug Administration

Beverages; Bottled Water; comments due by 11-17-08; published 9-17-08 [FR E8-21619]

HOMELAND SECURITY DEPARTMENT

Coast Guard

Passenger Weight and Inspected Vessel Stability Requirements; comments due by 11-18-08; published 8-20-08 [FR E8-18791]

HOMELAND SECURITY DEPARTMENT

Privacy Act of 1974:

Implementation of
Exemptions; Grievances,
Appeals, and Disciplinary
Action System of
Records; comments due
by 11-19-08; published
10-20-08 [FR E8-24805]

INTERIOR DEPARTMENT Fish and Wildlife Service

Endangered and Threatened Wildlife and Plants:

Revised Critical Habitat for the California Red-Legged Frog (Rana aurora draytonii); comments due by 11-17-08; published 9-16-08 [FR E8-20473]

Revised Critical Habitat for the Contiguous United States Distinct Population Segment of the Canada Lynx (Lynx canadensis); comments due by 11-20-08; published 10-21-08 [FR E8-24827]

INTERIOR DEPARTMENT Minerals Management Service

Production Measurement and Training Requirements; Technical Changes; comments due by 11-17-08; published 9-17-08 [FR E8-21488]

INTERIOR DEPARTMENT National Park Service

Special Regulations; Areas of the National Park System; comments due by 11-20-08; published 11-5-08 [FR E8-26447]

JUSTICE DEPARTMENT

National Motor Vehicle Title Information System (NMVTIS); comments due by 11-21-08; published 9-22-08 [FR E8-22070]

LABOR DEPARTMENT Occupational Safety and Health Administration

Electric Power Generation, Transmission, and Distribution; Electrical Protective Equipment; Limited Reopening of Record; comments due by 11-21-08; published 10-22-08 [FR E8-25079]

LABOR DEPARTMENT Wage and Hour Division

Protecting the Privacy of Workers:

Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction; comments due by 11-19-08; published 10-20-08 [FR E8-24762]

MINE SAFETY AND HEALTH FEDERAL REVIEW COMMISSION

Federal Mine Safety and Health Review Commission

Procedural Rules; comments due by 11-17-08; published 10-21-08 [FR E8-24994]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

NASA Mentor-Protege Program; comments due by 11-18-08; published 9-19-08 [FR E8-21984]

NATIONAL CREDIT UNION ADMINISTRATION

Accuracy of Advertising and Notice of Insured Status; comments due by 11-21-08; published 10-22-08 [FR E8-25116]

OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE

National Intelligence, Office of the Director

Procedures Governing the Acceptance of Service of Process Upon the Office of the Director of National Intelligence and Its Employees; comments due by 11-17-08; published 10-17-08 [FR E8-24744]

Regulations Governing the Production of Office of the Director of National Intelligence Information or Material in Proceedings; comments due by 11-17-08; published 10-17-08 [FR E8-24747]

PERSONNEL MANAGEMENT OFFICE

Adverse Actions; comments due by 11-17-08; published 9-18-08 [FR E8-21523]

SECURITIES AND EXCHANGE COMMISSION

Indexed Annuities and Certain Other Insurance Contracts; comments due by 11-17-08; published 10-17-08 [FR E8-24625]

Self-Regulatory Organizations; Proposed Rule Changes:

Boston Stock Exchange, Inc.; comments due by 11-17-08; published 10-27-08 [FR E8-25536]

Chicago Board Options Exchange, Inc.; comments due by 11-17-08; published 10-27-08 [FR E8-25502]

NYSE Alternext US LLC; comments due by 11-17-08; published 10-27-08 [FR E8-25528]

SMALL BUSINESS ADMINISTRATION

Small Business Energy Efficiency Program; comments due by 11-17-08; published 10-17-08 [FR E8-24599]

TRANSPORTATION DEPARTMENT

Federal Aviation Administration

Airworthiness Directives:

Boeing Model 727 Airplanes; comments due by 11-21-08; published 10-7-08 [FR E8-23668]

Bombardier Model CL-600-1A11 (CL-600), CL-600-2A12 (CL-601), et al., Airplanes, and Model CL-600-2B19 Airplanes; comments due by 11-17-08; published 10-16-08 [FR E8-24549]

Dowty Propellers R408 Series Propellers; comments due by 11-17-08; published 10-16-08 [FR E8-24252]

Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB 135ER, 135KE, et al. Airplanes and Model EMB 145, 145ER, et al. Airplanes; comments due by 11-17-08; published 10-16-08 [FR E8-24582]

Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135BJ Airplanes; comments due by 11-17-08; published 10-16-08 [FR E8-24583]

Eurocopter France Model EC 155B and EC155B1 Helicopters; comments due by 11-20-08; published 10-21-08 [FR E8-24986] Proposed Establishment of Class D and Class E Airspace:

Conroe, TX; comments due by 11-21-08; published 10-7-08 [FR E8-23753]

Proposed Establishment of Class E Airspace:

Edinburg, TX; comments due by 11-21-08; published 10-7-08 [FR E8-23768]

TRANSPORTATION DEPARTMENT Federal Highway Administration

Fair Market Value and Design-Build Amendments; comments due by 11-21-08; published 11-13-08 [FR E8-26936]

TRANSPORTATION DEPARTMENT National Highway Traffic Safety Administration

Federal Motor Vehicle Safety Standards:

Motorcycle Brake Systems; comments due by 11-17-08; published 9-17-08 [FR E8-21568]

LIST OF PUBLIC LAWS

This is a continuing list of public bills from the current session of Congress which have become Federal laws. It may be used in conjunction with "PLUS" (Public Laws Update Service) on 202–741–6043. This list is also available online at http://www.archives.gov/federal-register/laws.html.

The text of laws is not published in the **Federal Register** but may be ordered in "slip law" (individual pamphlet) form from the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 (phone, 202–512–1808). The text will also be made available on the Internet from GPO Access at http://www.gpoaccess.gov/plaws/index.html. Some laws may not yet be available.

H.R. 6197/P.L. 110-448

To designate the facility of the United States Postal Service located at 7095 Highway 57 in Counce, Tennessee, as the "Pickwick Post Office Building". (Oct. 22, 2008; 122 Stat. 5013)

Last List October 23, 2008

Public Laws Electronic Notification Service (PENS)

PENS is a free electronic mail notification service of newly enacted public laws. To subscribe, go to http://listserv.gsa.gov/archives/publaws-l.html

Note: This service is strictly for E-mail notification of new laws. The text of laws is not available through this service. PENS cannot respond to specific inquiries sent to this address.